SUPREME COURT CASES

Deficiency Judgments Held to Be Legal In Utah.

AFTER SALE OF PROPERTY

UNPER POWER IN TRUST DEED OR MORTGAGE.

New Trial Granted Joseph W. Halford, Convicted and Sentenced For Rape-John A. Blythe On Trial-Motion to Set Aside Judgment In Peterson vs. the City.

The supreme court yesterday handed flown an Important opinion in the case of D. D. Mallory vs. Edward A. Kessler and Enos D. Hoge relating to deficiency judgments.

The plaintiff loaned defendants the sum of \$6,000 secured by a note and trust deed on certain property. Upon failure of payment the property was sold, the proceeds applied on the note, which still left a balance of \$2.274.67, as a deficiency, to recover which the suit was instituted.

The principal question raised by the

The principal question raised by the After sale, under a power in a trust

deed, can an action at hiw be main-tained for a deficiency? Counsel for the defendants contended there can be no action for a deficiency

arising after sale pursuant to a power in a mortgage or frust deed, and they relied on section 2460, C. L. U., 1888. In that section the provision reads: "There can be but one action for the recovery of any debt or the enforcement of any right secured by reactions. right secured by mortgage upon real estate or personal property, which ac-tion must be in accordance with this

The supreme court says: "The pro-ceedings of foreclosure are then indi-cated and while under the statute but one action can be maintained on the original debt secured by mortgage, still we apprehend that it was not the intention of the legislature to prohibit the bringing of an action on a deficiency simply because the debt out of which simply because the debt out of which the deficiency was derived, was so secured. Nor does such intention appear from the context. Because but one action can be maintained to recover a debt secured by mortgage, it does not follow that no action can be maintained to recover a balance due, which remains unsecured. The object of the statute doubtless is to compel the mortgagee to exhaust his security before having recourse to the general anfore having recourse to the general an-sets of the debtor. The balance or de-ficiency after it has been properly as-certained, whether by sale under a power or by foreclosure in equity, con-stitutes a subsisting indebtedness as well as did the original debt. In other words the deficiency constitutes a right ords the deficiency constitutes a right in the creditor as against the debto

and to this right the maxim ubl jus ibi remedium is applicable."

The court therefore concludes that in a case like this the amount realized by sale under the power may properly be treated as a payment on the note and that the creditor may by action at law enforce payment of the balance remain-ing unnuid and unsecured.

BLYTHE ON TRIAL

charge of committing rape upon Rhoda
Broch, a 6-year-old child, was begun
before a jury in Judge Norreil's division
of the Third district court yesterday
The testimony for the prosecution was
of such a nature as to make it necessary to exclude from the coart room
all spectators. The little girl told a
straightforward story, and her testimony was supported by that of two
physicians, which made the case a
tery strong one against the defendant.
Today he will be given an opportunity
to put in his defense.

The jurors trying the case are: Thom
as Oakey, Charles B. Tuckfield, Joseph
F. King John Whalon, George Sims,
Louis Farnsworth, Sihs T. Lake and
John Sheriff, Judge Powers appeared for
Blythe, and County Attorney Van Cott
and Assistant Putnam for the state.

The first witness was the little girl,
who told a simple straightforward story
of how the crime was committed in the
alley running at the rear of the Wey
appropriated to open the road.

of how the crime was committed in the

dley running at the rear of the Wes Then came the strongest testimony on the prosecution's side. Drs. Fisher and Beer made examinations a few days after the crime and found the girl gays after the crime and found the girl not only suffering from an assault, but the victim of a loathsome disease. An examination of the defendant brought out the fact that he was a sufferer from a similar disease in a chronic state. Detective Gillespie testified that when

Elythe first was arrested he denied having had the girl in his lap, but he finally admitted it and more, too. The trial of the case will be continued

MOTION TO SET ASIDE

Judgment Entered In Favor of Peterson vs. City.

A motion to set aside the judgment obtained by H. H. Peterson against the city a few days ago was filed in the Third district court yesterday and ar-guments will be heard next Saturday. guments will be heard next Saturday.

It will be remembered that when the case was before Judge Cherry Sept. 10, on motion for a judgment on pleadings, the same was denied and the city attorney was allowed ten days in which to file amended answer. Attorney Hall in his affidavit says that except for a verbal agreement with Judge McKay, plaintiff's attorney, that the amended answer would not be necessary, and that the case would be tried on the pleadings, he would have filed the anpleadings, he would have filed the an-

NEW TRIAL GRANTED.

Joseph W. Halford Convicted of Bape and Sentenced.

Justice Miner has handed down an opinion, in which Justice Barten and Chief Justice Zane concur, reversing the lower court and granting a new trial for Joseph W. Halford, charged with rape. The case is from Box Elder county and Halford is now under sento serve five years in the peni-

The court holds that not only was the The court holds that hot only was the evidence rather weak, but the fact that some new evidence had been discovered in favor of the accused should have ladued the lower court to grant a new trial. The attorneys for defendants moved for a new trial on the ground of having discovered some new evidence.

Cases Argued.

The following cases were before the supreme court yesterday:

Eliza Warren et al. vs. Theodore Rob-son et al.; given till Saturday morning

to file briefs.

W. L. Raht vs. the Sevier Mining & Milling company et al.; argued and sub-

Burnham, Hanna, Munger & Co. vs. V. S. McCornick & Co.; argued and

Suit For Divorce.

Mrs. Cena Nielson, through her attorney, C M. Nielson, has filed an action for a divorce from her husband, Gustave Nielson. In the complaint she alleges that they were married in this city Sept. 23, 1831. They fived together until September of last year when, she says, he deserted her without cause,



and since has not contributed a penny to her support. She asks for an absolute scaration and the restoration of her malden name of Jensen.

Auer to recover \$374, alleged to be due

On the Charge of Raping a Little
Girl.

The trial of John A. Blythe on the charge of committing raps upon Rhoda

The trial of John A. Blythe on the charge of committing raps upon Rhoda

The during calaboose is intended for the temporary confinement of prisoners and petty offenders.

B. H. Schettler and others offered to cede sufficient land for a road on the south side of section 31, township 1 south, range 2 west, north through sec-tion 16, to the highway leading to Too-cie. The profer was accepted and \$50 properties of the profer was accepted and \$50

appropriated to open the road.

The petition of Louis Hobein and I others for a road from the south side by of Henry Cohn's ranch to section 22, it township 1 north, range 2 west, was reported to the road committee

orted to the road committee.

J. A. Busch petitioned for the privi-lege of fencing in the sidewalk of Twelfth South street, in front of his premises, so as to protect the young shade trees he had planted from destruction by passing herds of sheep. It was referred to the road committee.

MISCELLANEOUS BUSINESS. The surveys and plats of school secthe surveys and plats of school sec-tion 16, township 1 south, range I east, and section 35, township 2 south, range I east, as made by F. M. Lyman, Jr., and examined by the county surveyor, were approved in so far as said sec-tions are outside the limits of Salt Lake

The petitions of W. S. Henderson and John Evans for correction of alleged er-roneous assessment of their real estate, were referred to the county assessor. An order was entered directing the county treasurer not to accept any pay-ment less than the full \$225 on account of a quarter's license from liquor deal-

THE FRUIT EXHIBIT.

Fruit Growers Invited to Contribute Specimens.

Many leading fruit raisers in and out of the county have either been com-municated with by mail or seen in per-son about sending fruit for exhibition to the state board of horticulture, Oct. to the state board of horticulture, Oct. 4, still some have no doubt been missed. All such we most cordially invite to assist in the exhibition and take part therein (free of charge) by forwarding any fruits, dried or preserved, but especially green and fresh fruits, to the state board of horticulture, at the Hall of Relics, Salt Lake City, to be there Oct. 4, not forgetting to give name of fruits when known, and above all the owner's name and address.

Respectfully,

JOHN P. SORENSEN,

County Fruit Tree Inspector, and Agent

County Fruit Tree Inspector, and Agen for the State Board of Horticulture.

Kessler & Co. Seem to Be Much Interested.

MR. WOLTMANN EARNEST

SAYS ENGINEERS WILL BE HERE TODAY.

Hon. A. W. McCune's Enterprise Seems to Have Stirred the Boys Up-Special Master Cary Files An Important Legal Documents-Other Railroad News.

From all indications, the action of Hon. A. W. McCune and associates in begin-ning the construction of the Utah & Pacific from Milford to Stateline, has Court Notes and Short Orders.
Livingston & Co. have sued Charles are to that city, or rather a road which would connect the Utah & Pacific with the valley Line, thus giving us a route in four promissory notes.

Court Notes and Short Orders.

Livingston & Co. have sued Charles Auer to recover \$374, alleged to be due on four promissory notes.

E. A. P. J. Ohnson commenced an action yesterday against Strookins P. Imment of a claim aggregating \$4576, for services rendered by plaintiff and one W. S. Hillman in earns of the claim is aggregating \$4576, for services rendered by plaintiff and one W. S. Hillman in earns of the claim is served to be claim aggregating \$4576, for services rendered by plaintiff and one W. S. Hillman in earns of the claim is served to be claim aggregating \$4507, for services rendered by plaintiff and one W. S. Hillman in earns of the claim is served to be claim aggregating \$4507, for services rendered by plaintiff and one W. S. Hillman in earns of the claim is served to be due to be applied to the services of the claim is served to be added to the served of the claim is served to be accompanied to the served of the claim is served to be a s

malf, whereas it now takes nearly three. I do not care to say anything about the details of the company organization. It is not always necessary to organize in order to commence operations. The publication of all chose facts will probably follows the completion of the survey. Ase to the terminal facilities at this end. I can at this time say nothing further than that they can be secured to our perfect satisfaction. No, I do not think the Terminal railway is at all interested in the enterprise.

than that they can be secured to our perfect satisfaction. No, I do not think the Terminal railway is at all interested in the enterprise."

The last piece of information was given in answer to a specific question from the reporter. It is generally believed, however, that the Terminal line would come in very handly at the proper time.

Kersler & Co. are said to be one of the largest investment hanking firms in the cast. They have branch offices in London. Paris, Vienna, Manchester, Bradford and Frankfort. In the latter city they have been established for 25 years and are largely iferested in the linen and cotton industries of Germany.

Mr. Woltmann, the gentleman who has been endeavoring to obtain control of what might be termed Les Angeles largest industry, the water plant and basiness, is the senior member of the firm of Weltmann, Kelth & Co., of No. Il Wall street, New York. They are consulting civil engineers and have employed much of their time for some years in the service of Kessler & Co., passing on projects of great magnitude in Europe, Seath America and the United States. At the present time they have charge of the construction of an extensive water plant in the city of Montevideo, Uruguay, the property of Kessler & Co., Mr. Woltmann will be in Los Angeles for some time yet.

The connecting link between Los Angeles and Salt Lake has so often been the subject of newspaper talk that the public will probably receive this new ammouncement with a degree of credulity. But, if circumstantial evidence is of any value, the maps and documents seen in Mr. Woltmann's apartments last evening are at least evidence that something has been done toward the laying out of a route."

It will be a good thing for Mr. Woltmann to come here, because he is evidently not well acquainted with the general plant of the interview left there on Saturday, they ought to be here tomorrow.

Whatever may be the result: If the action of Kessler & Co. anses the completion of railroads enough to connect this city with Los Angeles, the cred

EMPORTANT DECISION.

Special Master Cary Submits Some Figures.

Milwaukee, Sept. 25,-Special Master Cary has filed a decision in the United

MOUNTAIN ICE COMPANY.

F. A. Stearns of Denver Takes
Charge As Manager,
Mr. John Hell, formerly manager of the Mountain Ice company, has been succeeded by Mr. F. A. Stearns of Denver, Colo. Mr. Stearns left the city last evening for Pleasant Valley Junction to make an inspection of the company's plant, where enlargements are being made to meet the city's increasing demands.

Mr. Stearns has been in the log business in Denver for a number of years, and was formerly interested in the Mountain Ice company of Sait Lake. He now brings considerable financial backing into the concern, and will correspondingly enlarge the business.

from the lands, with 19 per cent to the general creditors.

The claim which the master allows is founded upon the deficiency between the amount received on the bonds from the proceeds of the sale of the road. The rail road was, bid in by the Northern Pacific Railroad company for the nominal sum of \$12,500,000, many times less than the property is actually worth.

arrived in the city via the Western yesterday from Louisyille.

The Oregon Short Line team and the Twenty-fourth infantry team will play a game at the post grounds on Sunday

Kenneth Kerr, railroad reporter on the Tribune, was on duty yesterday for the first time since the operation performed

H. B. Kooser. Eeneral agent of the Missouri Pacific, returned from his eastern trip yesterday. He visited Pennsylvania St. Louis, Omaha and several other localities while away.

D. S. Taggart of the Short Line is working on Orvin Morris desk for the time being, Mr. Morris being engaged in performing the duties of traveling freight agent, the place held by Mr. Taggart, before the latter was injured.

Yesterday's massener business on the

Testerday's passenger business on the Western was so heavy that the eastbound train had to be made up in two sections before pulling out last evening. There was a carload of Knights Templar from Oregon. a Pullman full of returned Klondikors and an extra standard Pullman of pussengers, besides two extra day coaches filled with passengers bound for Colorado points.

ARRANGEMENTS PROGRESSING

FOR THE RECEPTION OF THE GALLANT TWENTY-FOURTH.

President of the Red Cross Society Calls a Meeting to Arrange For Refreshments-A Brave Deed.

Arrangements for the welcome dem instration to be given the Twentyourth infantry upon its return, the

All the swell organizations in the city will turn out and form the procession from the depot, while multitudes will line the streets and cheer the return-ing heroes. It will be such a welcome as no soldier ever received before and demonstrative enough to make the boys feel that their work has been appreci-a (d. Then there will be speechmaking and serving of refreshments by the

CALL BY THE RED CROSS. For making arrangements for this latter Mrs. Priscilla J. Riter has called a meeting of the Red Cross society at her residence 349 East First South street, for 2 o'clock this afternoon. It is urgently hoped that many ladies who are not members, but interested in the society's work at this particular mo-

THE BRAVE DEED

Of W. H. C. Drake of Colonel Young's Engineers.

The following is from the Hawaiian Star. W. H. C. Drake, the hero of the occasion, was engineer at St. Marks' hospital in this city before joining com-pany K. Colonel Willard Young's enpany K. Colonel Willard Young's en-gineers now at Honolulu: The prompt action of W. H. C. Drake

The prompt action of W. H. C. Drake of company K of the engineer corps, at Sans Souci bathing establishment, at Walkiki beach, averted what would otherwise have proved a sad case of drowning on Saturday morning. Two of the employees of the steam-

Two of the employees of the steam-ship Coptic had been in bathing, and had swam out to the stand erected on the reef, about 300 yards from shore. On starting to return one of them found it impossible to make much headway against the tide, which has been way against the ide, which has been very high and was running out strongly, and being a poor swimmer soon became exhausted.

Drake, who stood on the platform by the bath house, heard his cries for assistance. He arrived none too soon for

the succor of the panic stricken man, two are sheepmen who had already sunk one The rescuer, who is a strong and powerful swimmer, had his hands full in bringing the helpless man to

shore, and needed the assistance of his companions the last hundred feet of the distance.

The victim of his own foothardiness recovered sufficiently to be returned to his ship in a back in about an hour's

W. H. C. Drake is a member of com-K. of the engineers, of English and entered at Salt Lake City, He is of powerful and athletic This is the third person he has saved from drowning.

Lieutenant Dashiell Appreciated. The Herald last evening received a communication from a committee repesenting the detachment of enlisted nen in the Twenty-fourth regiment at

men in the Twenty-tourin regiment at Fort Dougias. It reads as follows:

"The detachment feels proud of Lieutenant Dashiell. The post commander has always treated us soldiers civiliy and has granted all favors asked of him. We honor and respect him, and in appreciation of his splendid treatment of us we stand ready to cheer. ment of us we stand ready to cheer-fully obey his every command and to gratify his wishes." Marine Yardley of the Yankee.

George Yardley of the United States gunboat Yankee, arrived in the city

Sunday on a visit to his folks. Mr. Yardley is off on a six weeks' furlough. He tells of some interesting experiences during bombardments, when Spanish shells were flying so close that one could have caught them with hi hand, generally speaking. At the out-break of the war Mr. Yardley was one of the New York reserves. He volun-teered his services and was assigned to duty on the Yankee, which did patrol duty for a long time and finally reach-ed Santiavo one day after However. ed Santiago one day after Hobson sank the Merrimac in the harbor entrance.

Red Cross Meeting.

All who are interested in the work of the Red Cross society are requested to meet today at 2 o'clock sharp, at 349 East First South street, to arrange for the reception of the Twenty-fourth infantry. PRISCILLA J. RITER, President Red Cross Society.

Fifers and Drummers.

A meeting of the drummers and fifers who will take part in the reception to the Twenty-fourth infantry is called for 7:36 this evening at the G. A. R. hall, for rehearsal and to receive uniforms.

Z. C. M. I's Great Millinery Reception on Monday, Tuesday and Wednesday, Sept. 26, 27 and 28, presents the finest display of the millinery art ever seen here. Every lady should see it.

Climate of Manila.

The decision, if upheld, will give the company about 99 per cent of the proceeds from the lands, with 19 per cent to the general creditors.

The claim which the master allows is founded upon the dediciency between the amount received on the bonds from the proceeds of the sale of the road. The railroad was, bid in by the Northern Pacific Railroad company for the nominal sum of \$12,500,000, many times less than the property is actually worth.

Railway Notes.

Fifteen recruits for the Twenty-fourth

Juab County Republicans Had a Convention Row.

MAMMOTH DELEGATES BUCKED A BRACE GAME.

Scandalous Trading and Wireworking By the Goldbug Managers of the Party Weakened the Ticket and Sowed the Seeds of Dissension Among the Reunited Republicans.

(Special to The Hernid.)

Nephi, Sept. 26.-The Republican ounty convention met in the district ourt room here at 11 o'clock this morning. The attendance was meagre, not ore than a dozen seats being taken in the body of the hall. As was pre-In the body of the hall. As was predicted in The Herald, the McKinley forces captured the convention and temporarily organized by electing J. P. Driscoll, the Arthur Brown postmaster at Eureka, chairman, and Herbert Burton of this city, secretary. The various committees were appointed and a recess taken until 1:30. During the interval there was a large amount of caucusing and button-holing, and it appeared difficult for the conflicting interests—sheep and mining—to harmonize. ests—sheep and mining—to harmonize. The Tintic delegation, although weak in latter part of the week, are being perfected and the indications point to one of the greatest demonstrations in the history of the city. The committee having the affair in charge is meeting with success and all are enthusiastic over the affair.

The programme in detail has not been arranged, but the announcement will be made in a day or so, The regiment left New York City Sunday evening at 6:25 o'clock and will not reach here until some time Friday at the earliest, but most likely on Saturday.

All the swell organizations in the city will turn out and form the procession.

The Tintic delegation, although weak in personnel, made a stubborn light for their side hard to keep the McKinleyites from committing hari-kari, but it was useless. The goldbug sentiment was so pronounced that the persuasive Captain Bridges and the log-lical Driscoil were unable to meet the forceful arguments of Joudge Stout and his wool-lined ailles from this side of the divide.

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MAMMOTH DELEGATES BOLT.

During the caucus discussion, which was red-hot for three hours, personali ties were thrown around promiscuously, and it became so torrid that when they reached the name for recorder, Mam-moth, who had a candidate for the of-fice in the person of George Whittaker, was so suddenly and heavily sat down that the delegation from that was so suddenly and heavily sat down upon that the delegation from that thriving camp took up their threats and belted the convention in a body and left for their homes. The various committees reported in a

The resolutions were in the main a rehash of what has been so off repeated at recent Republican conventions that they have become stale, lauding McKin-ley and his administration, adding only ment, will attend the meeting in order that everything may be arranged to serve all with good things such as they have not been used to for a long time. There will be about 550 of the lads to line up and it will take a good many watters.

NOMINATIONS.

When nominations were called, Delegate Mix nominated William Hatfield of Eureka and Sait Lake City for representative, as prearranged. There was no opposition, and Hatfield went through with a whoop. The same was done with W. C. Ockey of Nephi, N. W. Ellerton of Mona and W. F. Shriver of Eureka, for county commissioners. A. A. Wilson of Eureka was nominated for county clerk without opposition, as A. Wilson of Eureka was nominated for county clerk without opposition, as was also Mayor E. R. Booth, the Mc-Kinley champion of Nephi, for treasurer. Then John Cooper briefly alleged that sympathy, chirity and equal rights required of this convention the nomination of a woman, and he named Mrs. J. tion of a woman, and he named Mrs. J. W. Cole, a dressmaker of Nephi, for re W. Cole, a dressmaker of Nephi, for re-corder. As with the others, this met with no opposition, neither did the magic name of T. L. Foote of Nephi for attorney, A. L. Jackman of Levan for assessor and President Stillman of Eu-reka for sheriff; and the job was com-

pleted.

The ticket is weak from top to bottom, and with one or two exceptions, will not poil the party strength. Two-thirds of the nominees were pronounced McKinley supporters two years ago and

MILLARD REPUBLICANS.

Nominated a Weak Ticket That Causes General Dissatisfaction. (Special to The Herald.) Fillmore, Sept. 26.-The Republican county convention was held here today, for the purpose of nominating a state representative and county officers. But eight precincts were represented out

of 14.

T. C. Callister of Fillmore received the nomination for representative. The county officers are:

Commissioners—J. R. Bennett, Descret; James Gardner, Kanosh; D. R.

ret; James Gardner, Kanosh, D. K. Revens, Holden. Clerk-J. M. Hanson. Treasurer-George C. Velle. Recorder-Miss J. E. Robison. Attorney-John Cooper; all of Fill-

Assessor—Joseph L. Stott, Meadow. Assessor—Joseph L. Stott, Meadow. Sheriff—Virgil Kelley, Deseret. Surveyor—O. N. Parson, Clear Lake. After some difficulty a resolution was bassed endorsing the platform of the passed endorsing the platform of the recent state convention. At one time it looked as though some of the delegates would leave the convention hall, Trading was done in every possible way, and dissatisfaction is the result. As it is the ticket is not considered a very strong one, and the Democratis feel confident of defeating it next November.

HYRUM DEMOCRATS PROTEST Because the Cache County Chairman Ignored Their Claims.

(Special to The Herald.) Logan, Sept. 28.—The Democratic city Thursday evening. The primaries in thursday evening. The primaries in a large number of precincts outside of the city were held on Saturday evening. In the Hyrum primary a resolution was passed protesting against the action of the county chairman in ignoring Hyrum in making up his expension. ignoring Hyrum in making up his executive committee, which fact was
mentioned in The Herald at the time.
The resolution also demands representation on the Democratic ticket, asking for one of the county commissioners and one member of the legislature.
The Republicans are bestirring them-

The Republicans are bestirring themselves to secure an autience for John Henry Smith and Alma Eldredge, who hold forth here on Thursday night. They will undoubtedly obtain a full house, as a great many people will attend out of curiosity to know who Eldredge is, as he was almost entirely unknown here before his nomination.

MONS PETERSEN NOMINATED.

Twelfth District Republicans Turned Orange Seeley Down. (Special to The Herald.)

Price, Utah, Sept. 26.—Mons Petersen of Grand county was today nominated by the Republicans of the Twelfth dis-trict for state senator over Orange Seeley of Emery county. The vote was Petersen is considered doubtful on the silver question.

Hyrum Democratic Primary. Hyrum, Sept. 26.-The Hyrum Democratic primary convened Saturday even. lng, and the following delegates were elected to attend the county convention; gist, McCornick block, corner Main I. C. Thoresen, S. M. Molen, I. F. and First South street, Salt Lake City.

Wright, W. A. McBride, Eli Bradley, A. G. Nielson, C. C. Shaw, Mrs. J. E. Molen, Lucy Allen, Jens Christianson, Thomas Bradley, John O. Hauson, Ell Bradley was nominated for jus-tice and A. G. Nielson precinct consta-

ble.

I. C. Thoresen was re-elected as pres-ident of the Democratic society; W. A. McBride, vice president; Thomas Brad-ley, secretary; Aifred Williams, treas-

urer.

The party here is working in full harmony, and predict a great Democratic victory. THE M'KINLEYITES RUN IT

THE DAY OF ATONEMENT

WAS OBSERVED YESTERDAY BY OUR HEBREW FRIENDS.

The Ancient Form of Service Was Observed In the Synagogue-Fast Ended With Sundown.

The Hebrews of the city observed atonement day yesterday very generally. The merchants and business men of that faith left their usual avoca tions and attended services in the synagogue. On Sunday night at sunset atonement day opened and from that hour until sunset last night the Hebrews fasted and continuous services were held in the synagogue on Fourth
East street. In the absence of a rabbi,
Professor Schunfeld read the services
and was assisted by a choir under the
direction of Professor Pederson.

The aitar was bedecked with two
candelabra of seven golden candlesticks and the acceptance immersion.

candelabra of seven golden candle-sticks and the services were impressive and the music very fine.

At the going down of the sun the fast ended and feasting and rejoicing was begun.

HUNTING TEA THIEVES

CEVING STOLEN TEA. The Other Parties to the Transaction Supposed to Have Left Town-

Miscellaneous Police Court News.

CONDIE CHARGED WITH RE-

J. Condie, who was arrested Sunday by Detective Sheets and Officer Davies. is charged with receiving stolen goods, consisting of a case of C. B. ten taken about ten days ago from John Me-Carthy's grocery on Second South, between Fifth and Sixth East. Fiftynine packages were recovered from Peter Cunningham, a grocer at 1129 East Fourth South, who purchased the tea from Condie for \$4. Condie admits he knew the goods were stolen, and says he received them from Joe Bowen. says he received them from Joe Bowen, a young man, who formerly clerked for McCarthy. Bowen, who lives on Third South, near Seventh East, could not be found yesterday, and has probably left town, as his folks had not seen him since Saturday. Mr. McCarthy could not exactly tell how the goods were taken, but thought it must have been by means of a key to the warehouse or they were slipped out in delivering goods. Condie is disposed to keep mun and not assist in apprehending his acand not assist in apprehending his ac compilee, preferring rather to serve the time himself.

Miscellaneous Offenders.

In police court yesterday Jim Chinaman, charged with violating the license ordinance, was let go on condition that he procure a vegetable license at once, Judge Timmony made his swear to tell the truth in the name of the Chinese

Drunks and prostitutes forfeited \$70

drunk and using insulting language to n on Main street. from a pleasant hunting trip in

Strong and Well

Idaho.

Great Change in Health Since Taking Hood's Sarsaparilla

No Other Medicine Can Take Its Place as a Blood Purifier.

"My little girl was thin and sickly, but she has been taking Hood's Sarsaparilla and now she is strong and well. My husband has taken Hood's Sarsaparilla for soreness of the lungs and bowel complaint and it has helped him greatly. Other members of the family have derived benefit from it." Mrs. AMY WILCOX, 249 North Third Street, Salt Lake City, Utah. "We are never without a bottle of

other medicine can take its place as a blood purifier and health restorer. We find that good health is the general result of taking it. My aged grandparents have used it for years, and would not be without it." MINNIE MURDOCK, Heber, Utah.

Hood's Sarsaparilla in our house, for no

Hood's Sarsaparilla Is the Best-in fact the One True Blood Purifier. Sold by all druggists. Price, \$1; six for \$5.

Logan, Sept. 26.—The Democratic city primaries have been called for next Hood's Pills are the only pills to take



DR. E. C. WEST'S NERVE AND BRAIN TREATMENT THE ORIGINAL, ALL OTHERS IMITATIONS,

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den
From Frisco Milford, Sanpete,
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points
**Mixed trains from Terminus,
Tooele and Garfield Beach..... 3:10 a.m. 6:20 p.m.

For Chicago, Omaha, Denver, Kansas City, St. Louis, Ogden and Park City.
For San Francisco, Onden, Cache Valley and intermediate points
For Ogden, Denver, Kansas City, Omaha, St. Louis, Chicago and intermediate points.
For Ogden, Butte, Helena, Portland and San Francisco.
For Mercur, Eureka, Silver City, Provo, Nephi, Sanpete, Milford, Frisco and intermediate points 8:06 a.m.

points 7:20 a.m.
Mixed train for Garffeld Beach,
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Firains south of Juab run daily except
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1-From Bingham, Provo, rand Junction and the east... 12:20 p.m. 3-From Provo, Grand Junc-9:00 p.m.



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The Overland Limited, for Chicago, St. Paul, St. Louis, Omaha, Kansas City, Denver, 7:99 a.m.
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A. Burt was arrested last night by Policeman Jim Williams for being Policeman Jim Williams for being Daily time card, in effect September Daily time card, in effect September 19th, 1898

100 & La-100 & La-200m. groun.
7:00 a. m. 7:30 a. m. 7:30 a. m. 8:30 a. m.
7:30 a. m. 19:10 a. m. 19:20 a. m. 11:10 a. m.
2:30 p. m. 4:10 p. m. 4:20 p. m. 5:10 p. m.
5:20 p. m. 6:10 p. m. 6:20 p. m. 7:10 p. m.
Additional trains Sundays and Holldays:
Leave Salt Lake, 11:20 a. m.; 1:30 p. m.
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Between Sait Lake City, Ogden and Leadville, Cripple Creek, Colorado Springs,
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